No. 02-1674 Status: ARGUED
Vide 02-1675, 02-1676, 02-1702, 02-1727, 02-1733, 02-1734, 02-1740, 02-1747, 02-1753, 02-1755, 02-1756

Title: Mitch McConnell, United States Senator, et al., Appellants
v.
Federal Election Commission, et al.

Docketed: May 15, 2003
Lower Ct: United States District Court for the District of Columbia
Case Nos.: (02-581, 02-582, 02-633, 02-751, 02-753, 02-754, 02-781, 02-874, 02-875, 02-877, 02-881)
Decision Date: May 2, 2003

~~Date~~~	~~~~~~~~Proceedings and Orders~~~~~~~~~~~~~~~~~~~~~~~~
May 2 2003	Statement as to jurisdiction filed. (Response due June 16, 2003)
May 23 2003	Motion of appellees/cross appellants FEC, et al. for expedited briefing schedule filed by appellee Federal Election Commission, et al.
May 23 2003	Response to jurisdictional statement from appellee Federal Election Commission, et al. filed.
May 23 2003	Response to jurisdictional statement from intervenor- appellees, John McCain, et al. filed. VIDED.
May 27 2003	Response to motion of appellees FEC, et al. from appellants Senator Mitch McConnell, et al. filed.
May 27 2003	Response to motion of appellants FEC, et al. from appellees Emily Echols, et al. filed. VIDED.
May 28 2003	Response to motion of appellees FEC, et al. from appellant Chamber of Commerce of the United States, et al. filed.
May 29 2003	Reply of appellants Senator Mitch McConnell, et al.filed.
May 30 2003	Waiver of right of appellees Emily Echols, et al. to respond filed. VIDED.
May 30 2003	Reply of FEC, et al with respect to motion for expedited briefing schedule filed. VIDED.
Jun 2 2003	Motion Distributed June 5, 2003
Jun 5 2003	Motion of appellees/cross appellants FEC, et al. for expedited briefing schedule GRANTED.
Jun 5 2003	PROBABLE JURISDICTION NOTED In these cases probable jurisdiction is noted. The cases are consolidated and a total of four hours is allotted for oral argument. The briefs of the parties who were plaintiffs in the District Court are to address the questions presented in the jurisdictional statements and are to be filed with the Clerk of the Court and served upon the parties who were defendants in the District Court on or before 3 p.m., Tuesday, July 8, 2003. The briefs of the parties who were defendants in the District Court are to be filed with the Clerk of the Court and served upon the parties who were plaintiffs in the District Court on or before 3 p.m., Tuesday, August 5, 2003. Any reply briefs by parties who were plaintiffs in the District Court are to be filed with the Clerk of the Court and served upon parties who were defendants in the District Court on or before 3 p.m., Thursday, August 21, 2003. The cases are set for oral argument at 10:00 a.m., Monday,

	September 8, 2003.
Jun 6 2003	Supplemental Appendix of appellants Mitch McConnell, United States Senator, et al. filed (Volumes I-IV).
Jun 10 2003	Briefing proposal of NRA received.
Jun 10 2003	Briefing proposal of Adams, et al. received.
Jun 10 2003	Briefing proposal of Republican National Committee and various political party plaintiffs received.
Jun 10 2003	Briefing proposal of McConnell, et al. received.
Jun 10 2003	Briefing proposal of Chamber of Commerce, et al. received.
Jun 10 2003	Briefing proposal of National Right to Life, et al. received.
Jun 10 2003	Briefing proposal of Echols, et al. received.
Jun 10 2003	Briefing proposal of Paul, et al. received.
Jun 10 2003	Briefing proposal of the Solicitor General received.
Jun 10 2003	Briefing proposal of McCain, et al. received.
Jun 10 2003	Blanket consent received from counsel for McConnell, et al. for the filing of amicus briefs in 02-1674, et al.
Jun 10 2003	Briefing proposal of ACLU received.
Jun 10 2003	Briefing proposal of AFL-CIO, et al. received.
Jun 11 2003	Blanket consent received from counsel for McCain, et al. for the filing of amicus briefs in 02-1702, et al.
Jun 12 2003	Blanket consent received from counsel for Chamber of Commerce, et al. for the filing of amicus briefs in 02-1756.
Jun 12 2003	Reply of political party plaintiffs.
Jun 13 2003	Blanket consent received from counsel for NRA, et al. for the filing of amicus briefs in 02-1675, et al.
Jun 13 2003	Blanket consent received from counsel for Adams appellants for filing of amicus briefs in 02-1740, et al.
Jun 13 2003	Blanket consent received from counsel for appellants AFL-CIO, et al. for the filing of amicus briefs in 02-1755, et al.
Jun 16 2003	Blanket consent received from counsel for appellants Ron Paul, et al. for the filing of amicus briefs in 02-1747, et al.
Jun 18 2003	Blanket consent received from counsel for Echols, et al. for the filing of amicus briefs in 02-1676.
Jun 19 2003	The briefs of the parties who were plaintiffs in the District Court are not to exceed 50 pages for the opening briefs and 20 pages for the reply briefs, except that the plaintiffs in No. 02-1674 may file an opening brief not to exceed 75 pages, and the political party plaintiffs in Nos. 02-1727, 02-1733, and 02-1753 may file a consolidated opening brief not to exceed 100 pages. The Solicitor General may file a brief not to exceed 140 pages, and the intervenor-defendants may file a brief not to exceed 75 pages.
Jun 20 2003	Blanket consent received from counsel for California Democratic Party, et al. and Republican National Committee, et al. for the filing of amicus briefs in 02-1727 & 02-1753.
Jun 24 2003	The Clerk has approved the use of the deferred joint appendix in 02-1674, et al.
Jun 25 2003	Blanket consent received from counsel for the appellant ACLU for the filing of amicus briefs in 02-1734, et al.

Jun 30 2003	Brief amicus curiae of American Civil Rights Union filed. (Distributed)
Jul 3 2003	Brief of appellant American Civil Liberties Union filed. VIDED. (Distributed)
Jul 7 2003	Brief amicus curiae of David Moshman filed. VIDED.(Distributed)
Jul 8 2003	Brief of appellant AFL-CIO filed. VIDED.(Distributed)
Jul 8 2003	Brief of appellant National Rifle Association filed. VIDED.(Distributed)
Jul 8 2003	Brief of appellants Political Parties filed. VIDED. (Distributed)
Jul 8 2003	Brief of appellants National Right to Life Committee, et al. filed. VIDED. (Distributed)
Jul 8 2003	Brief of appellants Ron Paul, et al. filed. VIDED. (Distributed).
Jul 8 2003	Brief of appellants Mitch McConnell, United States Senator, et al., Appellants filed. VIDED. (Distributed)
Jul 8 2003	Forty copies of CD-ROM of lower court record received from counsel for appellants McConnell, et al. (Distributed)
Jul 8 2003	Brief of appellees Emily Echols and Barrett Austin O'Brock, et al filed. VIDED. Distributed)
Jul 8 2003	Brief amicus curiae of J. Dennis Hastert filed. VIDED. (Distributed).
Jul 8 2003	Brief amicus curiae of Cato Institute and Institute for Justice filed. VIDED. (Distributed)
Jul 8 2003	Brief amicus curiae of Rodney A. Smith filed. Distributed)
Jul 8 2003	Brief amici curiae of Virginia, et al. filed. (Distributed)
Jul 8 2003	Brief of appellants Victoria Jackson Gray Adams, et al. filed. VIDED. (Distributed)
Jul 8 2003	Brief amicus curiae of Public Campaign filed. VIDED.(Distributed)
Jul 8 2003	Brief of appellees" Business Plaintiffs", Chamber of Commerce of the United States, et al. filed. VIDED. (Distributed)
Jul 9 2003	* Hyperlinked brief of Political Parties available on CD-ROM. (Distributed)
Jul 14 2003	Motion of Echols, et al. for divided argument. filed by appellees Emily Echols, et al.
Jul 14 2003	Motion for divided argument filed by appellant National Rifle Association.
Jul 14 2003	Motion for divided argument filed by appellant Mitch McConnell, United States Senator, et al., joined by plaintiffs Republican Nat. Comm., Nat. Right to Life Comm., ACLU, CA Democratic Party, AFL-CIO, and Chamber of Commerce.
Jul 14 2003	Motion for divided argument filed by appellant Ron Paul, et al.
Jul 14 2003	Motion for divided argument filed by appellee Federal Election Commission, et al.
Jul 14 2003	Motion joining in the FEC et al., motion for divided argument
Jul 14 2003	Motion for divided argument filed by appellant Victoria Adams, et al.,.
Jul 18 2003	Response of Federal Election Commission, et al. to plaintiffs' motion for divided argument filed. VIDED.
Jul 18 2003	Response of appellants, Congressman Ron Paul, et al. in opposition to allocation of oral argument time proposed in motion for divided argument of certain aligned appellants filed. VIDED.
Jul 18 2003	Application (03A61) of intervenor-defendants McCain, et al. for leave to file a response brief in excess of page limits, submitted to The Chief Justice.
Jul 18 2003	Response of appellants Mitch McConnell, et al, to motions of seven groups of plaintiffs for divided argument filed. VIDED.
Jul 18 2003	Response of National Rifle Assn., et al. to motion of seven groups of plaintiffs for divided argument filed. VIDED.
Jul 18 2003	Response to motions for divided argument from Emily Echols, et al. filed.

Jul 18 2003	Response to motions for divided argument from John McCain, United States Senator, et al., filed.
Jul 22 2003	Application (03A61) denied by The Chief Justice.
Jul 23 2003	Notice from Libertarian National Committee regarding the Paul, et al. motion for divided argument.
Jul 28 2003	Brief amicus curiae of Center for Governmental Studies filed. VIDED. (Distributed)
Aug 4 2003	Motion for divided argument filed by defendant FCC, et al. GRANTED.
Aug 4 2003	Motion for divided argument filed by Mitch McConnell, United States Senator, et al., joined by plaintiffs Republican Nat. Comm., Nat. Right to Life Comm., ACLU, CA Democratic Party, AFL-CIO, and Chamber of Commerce GRANTED.
Aug 4 2003	Motion for divided argument filed by petitioner GRANTED in part.
Aug 4 2003	Motion of Echols, et al. for divided argument GRANTED in part.
Aug 4 2003	Motion for divided argument filed by petitioner DENIED.
Aug 4 2003	Motion for divided argument filed by petitioner DENIED.
Aug 4 2003	Motion for divided argument filed by petitioner DENIED.
Aug 4 2003	The motion for divided argument of plaintiffs in Nos. 02-1674, 02-1727, 02-1733, 02-1734, 02-1753, 02-1755, and 02-1756 is granted, except that 60 minutes are allotted for argument on Title I and Section 213 of the Bipartisan Campaign Reform Act of 2002, and 50 minutes are allotted on the remainder of the challenged provisions. The motions of Emily Echols, et al., and Barret Austin O'Brock for divided argument is granted limited to 10 minutes for plaintiffs. The motions for divided argument of plaintiffs in Nos. 02-1675, 02-1740, and 02-1747 are denied. The motion of the Solicitor General for divided argument is granted.
Aug 5 2003	Redacted Brief of Intervenor-Defendants John McCain, et al. filed. VIDED. TBP (Circulated) Original brief FILED UNDER SEAL. (Circulated).(PPV)
Aug 5 2003	Brief amici curiae of Political Scientists Norman J. Ornstein, et al. filed. VIDED. (Circulated)
Aug 5 2003	Brief amicus curiae of Fred Thompson filed. VIDED. (Circulated)
Aug 5 2003	Brief amici curiae of Common Cause and AARP filed. VIDED. (Circulated)
Aug 5 2003	Brief amici curiae of Interfaith Alliance Foundation, et al. filed. VIDED. (Circulated)
Aug 5 2003	Brief amicus curiae of Center for Responsive Politics filed. VIDED.(Circulated)
Aug 5 2003	Brief amicus curiae of League of Women Voters of the United States filed. VIDED. (Circulated)
Aug 5 2003	Brief amici curiae of International Experts, Thomas Grant, et al. filed. VIDED. (Circulated)
Aug 5 2003	Brief of appellants Federal Election Commission, et al. filed. VIDED. (Circulated)
Aug 5 2003	Motion of McCain, et al. for leave to file their brief under seal with redacted copies.
Aug 5 2003	Brief amicus curiae of Bipartisan Former Members of the United States Congress filed. VIDED. (Circulated)
Aug 5 2003	Brief amicus curiae of Former Leaders of ACLU filed. VIDED. (Ciculated).
Aug 5 2003	Brief amici curiae of Iowa, et al. filed. VIDED. (Circulated)
Aug 5 2003	Brief amici curiae of California Student Public Interest Research Group, et al. filed. VIDED. (Circulated)
Aug 5 2003	Brief amici curiae of Representatives Castle and Price, et al. filed. VIDED. (Circulated)
Aug 5 2003	Brief amici curiae of Committee for Economic Development, et al. filed. VIDED.

	(Circulated).
Aug 5 2003	Brief amicus curiae of Community Organizations Dedicated to Defending the Civil Rights of Racial Minorities filed. VIDED. (Circulated.)
Aug 8 2003	Application (03A122) of the political parties in case nos. 02-1727, 02-1733, & 02-1753, to file a consolidated reply brief on the merits in excess of the page limitation, submitted to The Chief Justice.
Aug 8 2003	Motion for reconsideration of their motion for divided argument filed by appellants National Rifle Association, et al. VIDED
Aug 11 2003	Motion for reconsideration of their motion for divided argument filed by appellants Ron Paul, et al. VIDED
Aug 12 2003	Application (03A122) granted by The Chief Justice to file a consolidated reply brief on the merits in excess of the page limitation not to exceed 40 pages.
Aug 15 2003	Joint appendix filed. VIDED. (Distributed)
Aug 15 2003	Application (03A140) to file a reply brief on the merits in excess of page limits, submitted to The Chief Justice.
Aug 15 2003	Volumes I & II of joint appendix filed. VIDED (Distributed)
Aug 16 2003	Volumes III - V of joint appendix filed. VIDED (Distributed)
Aug 16 2003	Motion to file volume VI of the joint appendix under seal filed by appellants Mitch McConnell, United States Senator, et al., Appellants.
Aug 19 2003	Application (03A140) denied by The Chief Justice.
Aug 19 2003	40 copies of enlarged joint appendix material submitted by AFL-CIO plaintiffs. filed.
Aug 19 2003	Motion for reconsideration of motion for divided argument DENIED.
Aug 19 2003	Motion for reconsideration of motion for divided argument. DENIED.
Aug 20 2003	Reply of appellees Emily Echols, et al. filed. VIDED. (Distributed)
Aug 20 2003	Reply of appellants National Right to Life Committee, et al. filed. VIDED. (Distributed)
Aug 21 2003	Reply of appellants Political Parties filed. VIDED. (Distributed)
Aug 21 2003	Reply of appellants National Rifle Association filed. VIDED. (Distributed)
Aug 21 2003	Reply of appellants Ron Paul, et al. filed. VIDED. (Distributed)
Aug 21 2003	Reply of appellants Mitch McConnell, United States Senator, et al., Appellants filed. VIDED.
Aug 21 2003	Reply of appellant ACLU filed. VIDED. (Distributed)
Aug 21 2003	Reply of appellants Victoria Jackson Gray Adams, et al. filed. VIDED. (Distributed)
Aug 21 2003	Reply of appellees Chamber of Commerce, et al. filed. VIDED. (Distributed)
Aug 21 2003	Reply of appellant AFL-CIO filed. VIDED. (Distributed)
Aug 21 2003	Hyperlinked reply brief on the merits of the Political Parties received on CD-ROM. VIDED.
Aug 21 2003	20 copies of CD-ROM "Storyboards of Ads Attacking the NRA" supplemental submission received.
Aug 25 2003	Motion to file volume VI of the joint appendix under seal GRANTED.
Aug 25 2003	Motion to file their brief under seal with redacted copies GRANTED.
Aug 26 2003	Letter from the Solicitor General proposing the order of advocates and the allocation of time for the September 8, 2003, oral argument in these cases.
Sep 8 2003	ARGUED. Kenneth W. Starr, for McConnell, et al. plaintiffs; Bobby R. Burchfield, for Political Party, plaintiffs; Floyd Abrams, for McConnell, et al. plaintiffs; Laurence E.

Gold, for AFL-CIO, plaintiffs; Jay A. Sekulow, for Echols, et al. plaintiffs. Theodore B. Olson, Solicitor General, for FEC, defendant; Seth P. Waxman, for Intervenor, defendant; Paul D. Clement, Deputy Solicitor General, for FEC, defendant.